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Dated: January 27, 2005

Signature

(Judith A. Herrick)

Docket No.: SMCY-P02-098
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gladney et al.

Application No.: 10/688852

Art Unit: 3673

Filed: October 15, 2003

Examiner: Santos, Robert G

For: STRANDED MATTRESS SPRING

PETITION FOR EXTENSION OF TIME FOR 3RD MONTH AND FEE DEFICIENCY

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Response to the Office Action dated July 27, 2004 (Paper No. 07182004) was filed on January 26, 2005, with a petition for a 2-month extension of time instead of a 3-month extension. Applicant herewith petitions for an extension of time for a third month.

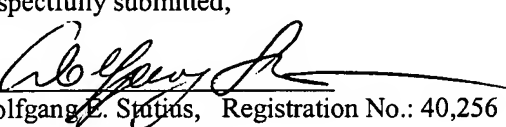
Applicant had previously authorized that any other fees due in connection with the filing of the Response be charged to our Deposit Account No. 18-1945, under Order No. SMCY-P02-098. Unless the fee deficiency has already been charged, Applicant herewith submits the fee deficiency of \$570.00 for extension for response within third month.

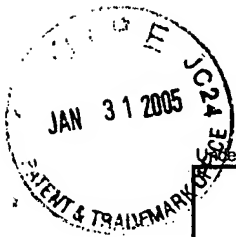
We believe that we have appropriately provided for fees due in connection with this submission. However, if there are any other fees due in connection with the filing of this Response, please charge our Deposit Account No. 18-1945, under Order No. SMCY-P02-098 from which the undersigned is authorized to draw.

Dated: January 27, 2005

Respectfully submitted,

By


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Attorneys/Agents For Applicant



PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/688,852	
	Filing Date	October 15, 2003	
	First Named Inventor	Richard F. Gladney	
	Art Unit	3673	
	Examiner Name	SANTOS, Robert G.	
Total Number of Pages in This Submission	3	Attorney Docket Number	SMCY-P02-098

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form PTO/SB/17 <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Petition For Extension of Time for another month to 3 rd Month and Fee Deficiency (1 page); Return Receipt Postcard
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	ROPES & GRAY LLP		
Signature			
Printed name	Wolfgang E. Stutius		
Date	January 27, 2005	Reg. No.	40,256

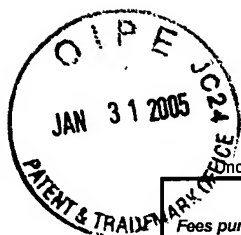
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Date

January 27, 2005

Signature

Judith A. Herrick



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FEE TRANSMITTAL For FY 2005 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Complete if Known			
		Application Number	10/688852		
		Filing Date	October 15, 2003		
		First Named Inventor	Richard F. Gladney		
		Examiner Name	SANTOS, Robert G.		
TOTAL AMOUNT OF PAYMENT		(\$)	570.00	Art Unit	3673
				Attorney Docket No.	SMCY-P02-098

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: 18-1945 Deposit Account Name: Ropes & Gray LLP
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
		Small Entity		Small Entity		Small Entity	
Application Type	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fees Paid (\$)
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
						Small Entity	
Fee Description						Fee (\$)	Fee (\$)
Each claim over 20 (including Reissues)						50	25
Each independent claim over 3 (including Reissues)						200	100
Multiple dependent claims						360	180
Total Claims		Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims		
- 43 =		x	=		Fee (\$) Fee Paid (\$)		
Indep. Claims		Extra Claims	Fee (\$)	Fee Paid (\$)			
- 3 =		x	=				
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets		Extra Sheets	Number of each additional 50 or fraction thereof		Fee (\$)	Fee Paid (\$)	
- 100 =		/50	(round up to a whole number) x		=		
4. OTHER FEE(S)							Fees Paid (\$)
Other: Difference in extension for response from second to third month							570.00

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	40,256
Name (Print/Type)	Wolfgang E. Stutius	Telephone	(617) 951-7681
		Date	January 27, 2005

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